



09-01-04

ER 264911155 US

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UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/828,634	04/21/2004	Wesley Nelson	12034/US/2

20686  
DORSEY & WHITNEY, LLP  
INTELLECTUAL PROPERTY DEPARTMENT  
370 SEVENTEENTH STREET  
SUITE 4700  
DENVER, CO 80202-5647

CONFIRMATION NO. 5315

## FORMALITIES LETTER



\*OC000000013118396\*

Date Mailed: 07/01/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$65 for a Small Entity

- \$65 Late oath or declaration Surcharge.

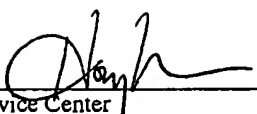
Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

09/02/2004 DEMMANU1 00000085 10828634

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65.00 OP

*A copy of this notice **MUST** be returned with the reply.*

  
\_\_\_\_\_  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Attorney Docket No. 12034/US/2  
Express Mail Label No. ER 264911155 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Wesley Nelson et al.

Appln. No.: 10/828,634

Filed: April 21, 2004

For: **PIERCING HOSE NOZZLE**

Confirmation No.: 5315

Group Art Unit: 3752

Examiner: Not Yet Assigned

**CERTIFICATE OF MAILING BY EXPRESS MAIL**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The undersigned hereby certifies that the following documents:

1. Response to Notice to File Missing Parts of Application Filing Date Granted (PTO-1533) (Small Entity) (3 pages);
2. Photocopy of Notice to File Missing Parts of Nonprovisional Application dated July 1, 2004 (2 pages);
3. Executed Declaration and Power of Attorney for Utility Patent Application (37 C.F.R. § 1.63) (2 pages);
4. Check for \$65.00;
5. Certificate of Mailing by Express Mail; and
6. Return Card,

relating to the above application, were deposited as "Express Mail," under 37 CFR § 1.10, Mailing Label No. \_\_\_\_\_ with the United States Postal Service, addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 31<sup>st</sup> day of August 2004.

Shane P. Coleman

Mailer

Shane P. Coleman

Signature of Mailer

DORSEY & WHITNEY LLP  
USPTO Customer No. 20686

AUG 31 2004

ER 264911155 US

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Small Entity)**

**Docket No.**  
**12034/US/2**

**In Re Application Of: Wesley Nelson et al.**

Application No. 10/828,634	Filing Date April 21, 2004	Examiner Not Yet Assigned	Customer No. 20686	Group Art Unit 3752	Confirmation No. 5315
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**Invention: PIERCING HOSE NOZZLE**

### Mail Stop Missing Parts

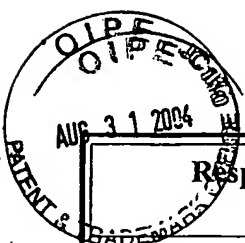
**COMMISSIONER FOR PATENTS:**

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on July 1, 2004.

*Date*

**Enclosed herewith for filing are the following:**

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☐ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☒ A properly signed oath or declaration in compliance with 37 CFR 1.63.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☐ \_\_\_\_\_ verified small entity declaration(s)
- ☐ is/are attached.
- ☐ was/were filed on \_\_\_\_\_
- ☐ A separate request for refund.
- ☐ Other (list):

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Small Entity)**Docket No.  
12034/US/2

In Re Application Of: Wesley Nelson et al.

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/828,634	April 21, 2004	Not Yet Assigned	20686	3752	5315

Invention: **PIERCING HOSE NOZZLE**TO THE COMMISSIONER FOR PATENTS:Mail Stop Missing Parts☒ Completion of application fees as calculated below:☐ Utility application filing fee \_\_\_\_\_☐ Design application filing fee \_\_\_\_\_☐ Total number of independent claims = \_\_\_\_\_☐ Total number of claims = \_\_\_\_\_☐ Multiple dependent claims \_\_\_\_\_☒ Surcharge for late payment of filing fee and/or late filing of original declaration or oath **\$65.00**☐ Petition and fee for filing by other than all the inventors or a person not the inventor \_\_\_\_\_☐ Fee for processing an application filed with a non-English language specification \_\_\_\_\_☐ Fee for processing and retention of application \_\_\_\_\_Total completion of application fees **\$65.00**

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month    ☐ Two months    ☐ Three months    ☐ Four months    ☐ Five monthsfrom: \_\_\_\_\_ until: \_\_\_\_\_  
Date Date

Total time extension fees \_\_\_\_\_

Total fees due **\$65.00**

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533) (Small Entity)**

Docket No.  
12034/US/2

In Re Application Of: Wesley Nelson et al.

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/828,634	April 21, 2004	Not Yet Assigned	20686	3752	5315

Invention: **PIERCING HOSE NOZZLE**

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

The fee of \$65.00 is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 04-1415
- ☐ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 04-1415
- ☐ Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

  
Signature

Dated: 8/31, 2004

Shane P. Coleman, Reg. No. 44,623  
DORSEY & WHITNEY LLP  
125 Bank Street, Suite 600  
Missoula, Montana 59802-4407  
Tel.: (406) 721-6025  
Fax: (406) 543-0863

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 [37 CF 1.8(a)] on  
(Date)

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

cc: Pro Fab, Inc. and IP Docketing-DV